



EXPRESS MAIL NO.: EM 061 019 898 US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Hong Jin et al.

Serial No.: 09/161,122

Group Art Unit: 1636

Filed: September 25, 1998

Examiner: To Be Assigned

For: RECOMBINANT RSV
EXPRESSION SYSTEMS AND
VACCINES

Attorney Docket No.: 7682-045-999

TRANSMITTAL IN RESPONSE TO NOTICE
TO FILE MISSING PARTS OF APPLICATION

Assistant Commissioner for Patents
Box Missing Parts
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application under 37 C.F.R.

§1.53(d) dated October 15, 1998 in connection with the above-identified application,

Applicants submit herewith copies of the following documents: (1) Declaration and Power of Attorney executed by the inventors; (2) a copy of the Notice to File Missing Parts; and (3) a Petition to Extend Time accompanied by the appropriate fee.

It is estimated that a fee of \$130.00 is required for filing the Declaration and Power of Attorney. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date March 4, 1999

by *Jaqueline Binn*
Laura A. Coruzzi Reg. No. D. 43,492
30,742
Laura A. Coruzzi (Reg. No.)
PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090

Enclosure



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
BUREAU OF PATENTS AND TRADEMARKS

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAME	ATTORNEY DOCKET NO./TITLE
--------------------	---------------------	------------	---------------------------

09/161,122 09/25/98 JIN

7682-45

020533 0232/1015

RENNIE EDMONDS
1155 AVENUE OF THE AMERICAS
NEW YORK NY 10036-2711

NOT ASSIGNED

1636

DATE MAILED:

10/15/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☐ non-small entity is \$ 15

- ☒ 1. The statutory basic filing fee is:
- ☒ missing.
 - ☐ insufficient.
- Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- ☒ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.
- \$ _____ for _____ independent claims over 3.
- \$ _____ for _____ dependent claims over 20.
- \$ _____ for multiple dependent claim surcharge.
- Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.
- ☒ 3. The oath or declaration:
- ☒ is missing or unexecuted.
 - ☐ does not cover the newly submitted items.
 - ☐ does not identify the application to which it applies.
 - ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☒ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application does not comply with the Sequence Rules.
- See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."
- ☒ 9. OTHER

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.

Customer Service Center
Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

FORM PTO-153 (REV. 9/97)

BEST AVAILABLE COPY

218716 03191 6500000 RECEIVED 05/14/00